

Preliminary Workplan

PREPARED FOR: Workgroup on Forensic Behavioral Health
DATE: December 11, 2024



Phases

2025 Session	PHASE 1 December 30, 2024–February 17, 2025	Subgroups review and recommend consensus items for legislation drafting to workgroup. After each group has had a chance to meet and make recommendations, the larger work group will meet to discuss.
	PHASE 2 February 18, 2025–March 14, 2025	Final discussions among the larger work group. No small group meetings unless directed by the chair to determine specific issues. Amendment request by March 14.
	PHASE 3 March 14, 2025–April 9, 2025	Hearing and movement out of first chamber. Additional meetings as needed.
2025 Interim+	PHASE 4 June 2025 onward	Continued work group efforts for items that did not resolve in the 2025 session.

Goals and Principles

These goals and principles were articulated by workgroup members and should apply to the competency (aid and assist) system, civil commitment, and other forensic populations that may interact with those two components, such as persons under the jurisdiction of the PSRB.

- Clarity and consistency in practices and outcomes across the state
- Modification of outpatient commitment and AOT to avoid escalation and in-patient commitment
- Avoidance of jail as a means of curbing dangerous behavior and accessing services

Subgroups

- A1: Aid & Assist 2 – OSH Pathways (Custodial)
 - Admission criteria
 - Timelines
 - Recommitment
 - Capacity
 - State hospital evaluations
 - Definition on hospital level of care
- A2: Aid & Assist 1 – Community Restoration & Evaluation (Community)
 - Statewide bed tracking
 - Evaluation in community
 - Minimum standards for restorations
 - Jail-based restoration
 - Recommitment to state hospital
 - Timelines for restoration
 - Diversion/Deflection
- C1: Civil Commitment 1 – Definitions, Standards, Initiation & Hearing (Custodial)
 - Definition of mental disorder
 - Threshold for commitment
 - Other definitions
 - Appointment of counsel
 - 14-Day Diversion
 - Hospital Discharge
 - Hold process/NMI/Types
 - Hold criteria
 - Mag holds
- C2: Civil Commitment 2 – Placement, Services, Alternatives (Community)
 - Diversion/Deflection
 - Early Intervention Services
 - Post-commitment
 - Re-commitment



- AOT
- Trial Visits
- Transportation (sheriffs will need to take it up)
- Alternatives (declaration for mental health treatment, emergency guardianship, office of public guardian)

Timeline

WG: Full Workgroup

C1: Subgroup Civil Commitment – Custodial

A1: Subgroup Aid & Assist – Custodial

C2: Subgroup Civil Commitment – Community

A2: Subgroup Aid & Assist – Community

Week	Meeting	Topic(s) & Tasks	Objectives & Desired Outcomes
12/30	C1	<ul style="list-style-type: none"> • 14-day diversion • Precommitment hold timelines/hearing timelines 	<ul style="list-style-type: none"> • Agree on whether to extend time period for 14 day intensive treatment (diversion), whether to offer it earlier in process or extend timeline for acceptance • Determine if consensus on extending precommitment hearing timelines, if so, what should it look like
12/30	A1	<ul style="list-style-type: none"> • Timelines and admission criteria for restoration at OSH 	<ul style="list-style-type: none"> • Determine whether workgroup can adopt consensus of OHA WG on timelines, extensions, and admission to OSH.
1/6	C2	<ul style="list-style-type: none"> • Avenues for community-services and pre-commitment engagement • Options for jail diversion 	<ul style="list-style-type: none"> • Is there an agreed upon recommendation for providing care and services before commitment is considered? • Look at options for jail diversion/deflection



1/6	A2	<ul style="list-style-type: none"> Standards for CR Diversion/deflection 	<ul style="list-style-type: none"> What does it mean to be in CR? What improvements can be made to make it meaningful? Is there a process to move a person into a program when competency is questioned to prevent engagement with A&A system?
1/13	WG	<ul style="list-style-type: none"> Discuss recommendations from subgroups 	<ul style="list-style-type: none"> Finalize workplan through March 14

